

SC
JCWS/CS 19 MAR 2004

Mar-18-04 02:41pm From-Norris McLaughlin & Marcus

+212 808 0844

T-069 P.001/007 F-004

FACSIMILE COVER SHEET

NORRIS MCLAUGHLIN & MARCUS, P.A.
220 East 42nd Street
30th Floor
New York, New York 10017
Tel.: (212) 808-0700
Fax.: (212) 808-0844

Date: March 18, 2004
To: Request for Correction of Filing Receipt
US Patent and Trademark Office
Fax: 703-746-9195
Subject: USSN: 10/705,566
Our Ref.: Heraeus 412-WCG
From: William C. Gerstenzang
Comments: Filing of: Request for Corrected Filing Receipt (1 pg.); Filing Receipt (2 pgs.); Combined Declaration and Power of Attorney (3 pgs.)

If you have any questions or need further information, please contact us.

You should receive 7 pages including this cover sheet.

The information contained in this facsimile message is intended only for the personal and confidential use of the recipient(s) named above. This message may be an attorney-client communication and as such is privileged and confidential. If the reader of this message is not the intended recipient or an agent responsible for delivering it to the intended recipient, you are hereby notified that you have received this document in error and that any review, dissemination, distribution, or copying of this message is strictly prohibited. If you have received this communication in error, please notify us immediately at the number above and discard the original message.

PATENTS
FACSIMILE TRANSMISSION CERTIFICATION

I hereby certify that this correspondence is being facsimile transmitted to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on March 18, 2004

Agata Glinska
Agata Glinska

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Atty's Docket No.: Heraeus 412/ 100727-61-WCG

GROUP ART UNIT : TBA
APPLICANT : Hans-Jurgen Wachter et al.
APPLN. NUMBER : 10/705,566
FILED : November 11, 2003
FOR : Niobium-Zirconium Alloy for Medical Devices or their Parts

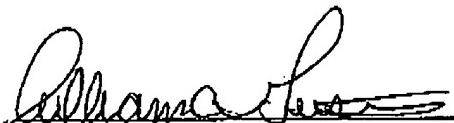
REQUEST FOR CORRECTED FILING RECEIPT

Hon. Assistant Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Sir:

We are returning herewith the filing receipt prepared for the above identified patent application. We would like to respectfully point out that one more person, MATTHIAS FRERICKS, has been added as an inventor. A copy of the Power of Attorney filed with this application is enclosed.

Please issue a corrected filing receipt.

Respectfully Submitted,


William C. Gerstenzang
(Reg. No. 27,552)

Norris, McLaughlin & Marcus PA
220 East 42nd Street, 30th floor
New York, New York 10017
Telephone (212) 808 0700
Facsimile (212) 808 0844



UNITED STATES PATENT AND TRADEMARK OFFICE

Heraeus 412-WCG

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office:
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
www.uspto.gov

APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY/DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/705,566	11/11/2003	1742	1312	Heraeus 412-WCG		14	1

CONFIRMATION NO. 4253

Norris, McLaughlin & Marcus P.A.
 30th Floor
 220 East 42nd Street
 New York, NY 10017

FILING RECEIPT



OC000000011915111*

Date Mailed: 02/18/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

- ✓ Hans-Jurgen Wachter, Rodermark, GERMANY;
- ✓ Jens Trotzschel, Bruchkobel, GERMANY;
- MATTHIAS FÄRICKS, GERMANY;

Assignment For Published Patent Application

W. C. Heraeus GmbH & Co. KG, Hanau, GERMANY;

Domestic Priority data as claimed by applicant

Foreign Applications

If Required, Foreign Filing License Granted: 02/12/2004

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

Title

Niobium-Zirconium Alloy for medical devices or their parts ✓

Preliminary Class

148

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).